

FINANCE COMMITTEE

11-0001R

RESOLUTION OF THE CITY OF DULUTH, MINNESOTA, STATING THE
INTENT TO ISSUE AN AMOUNT NOT TO EXCEED \$2,275,000 GENERAL
OBLIGATION CAPITAL IMPROVEMENT BONDS, SERIES 2011.

CITY PROPOSAL:

BE IT RESOLVED, by the city council (the "Council") of the city of Duluth, Minnesota (the "City"), as follows:

Section 1. Under and pursuant to the authority contained in Minnesota Statutes, Chapter 475 and Section 475.521 (collectively the "Act"), the City is authorized to issue general obligation capital improvement bonds to provide funds for capital improvements pursuant to a Capital Improvement Plan approved by the Council on December 6, 2010 (the "Plan").

Section 2. The City Council held a public hearing on January 10, 2011, on the City's intention to issue bonds in 2011 in an amount not to exceed \$2,275,000 for the purposes set forth in the notice of public hearing. All persons who desired to speak at the public hearing were heard and written comments were accepted.

Section 3. The Council hereby finds and determines that it is necessary, expedient, and in the best interests of the City's residents that the City issue, sell and deliver its General Obligation Capital Improvement Bonds, Series 2011 (the "Bonds"), in an amount not to exceed \$2,275,000, for the purpose of providing funds for the acquisition and betterment of the following projects: improvements to eligible facilities under the Act, to buildings citywide including furnace and boilers, a storage building, security and entry systems and facility needs priorities related to energy improvements; improvements to city hall including remodeling projects and window replacements; improvements to fire department facilities including remodeling and window replacements; a new public safety communications system; an upgrade of the library's mechanical systems; and payment of discount and costs of issuance of the Bonds.

Section 4. A. The city clerk shall publish a notice of intent to issue capital improvement bonds in substantially the form on file as Public Document No. _____ as soon as practicable following the public hearing in the official

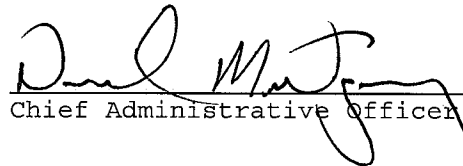
newspaper of the City.

B. If, within 30 days after the date of adoption of this resolution, a valid petition is filed with the city clerk calling for a vote on the proposition of issuing the Bonds signed by voters residing within the boundaries of the City equal to five percent of the votes cast in the City in the last general election, the Bonds shall not be issued until the question of their issuance has been authorized by a majority of the voters voting on the question at the next general or special election called to decide the question.

Approved:


Department Director

Approved for presentation to council:


Chief Administrative Officer

Approved as to form:


Attorney

Approved:


Auditor

FINANCE RET:CW:rb 12/14/2010

STATEMENT OF PURPOSE: This resolution states the City's intent to issue general obligation capital improvement bonds in 2011 in an amount not to exceed \$2,275,000 for certain capital improvements as listed in the resolution.

**NOTICE OF INTENT TO ISSUE CAPITAL IMPROVEMENT BONDS
PURSUANT TO MINNESOTA STATUTES, SECTION 475.521, BY THE
CITY OF DULUTH, MINNESOTA**

NOTICE IS HEREBY GIVEN that under and pursuant to the authority contained in Minnesota Statutes, Chapter 475 and Section 475.521 (the "Act"), the City Council of the City of Duluth, Minnesota (the "Council"), is authorized to issue general obligation capital improvement bonds to provide funds for capital improvements pursuant to a Capital Improvement Plan approved by the Council on December 6, 2010 (the "Plan"). The Council by resolution adopted January 10, 2011, determined that it is necessary, expedient, and in the best interests of the City's residents that the City issue, sell and deliver its general obligation capital improvement bonds (the "Bonds") in an amount not to exceed \$2,275,000 to provide funds for the following capital improvements under the Plan: improvements to eligible facilities under the Act, to buildings citywide including furnace and boilers, a storage building, security and entry systems and facility needs priorities related to energy improvements; improvements to city hall including remodeling projects and window replacements; improvements to fire department facilities including remodeling and window replacements; a new public safety communications system; and an upgrade of the library's mechanical systems.

If, within 30 days after January 10, 2011, a valid petition is filed with the City Clerk calling for a vote on the proposition of issuing the Bonds, signed by voters residing within the boundaries of the City equal to five percent of the votes cast in the City in the last general election, the Bonds shall not be issued until the question of their issuance has been authorized by a majority of the voters voting on the question at the next general or special election called to decide the question.

**BY ORDER OF THE CITY COUNCIL OF
DULUTH, MINNESOTA**

Jeffrey J. Cox, City Clerk